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14 UNITED STATES DISTRICT COURT

15 DISTRICT OF NEVADA

16 DAVID LARITA-AREOLA, JYRO REMANES, CASE NO.: 2:20-cv-02106-BMN-EJY  
17 ANTHONY BUMCROT, JONATHAN CRUZ, MIRA MUNIZ, EDUARDO REYES, DANIAL  
18 BRIDGES, STEPHANIE MARSHALL, JASON COX, MATTHEW CARABALLO, ANDREW  
19 JONES, DEVIN MARTY, MERSADIES GRAVES, AMY MORENO, ANTONIO  
20 ROBERTO RIOS, JASE RIOS, ALAN MILES, RICKY WOLFINBARGER, CAMERON  
21 KEANE, DEREK HALLBERG, CARLOS FRANCISCO MARTINEZ, DIMITRIUS  
22 OLLARVIA, JOSHUA RIOS, JASMINE JONES, JESSE ROMERO, NICK RINALDO,  
23 ANGELICA CANELA, MICHAEL RODRIGUEZ, ALEXANDER BROWN,  
24 BAILEY KEIBLER, BRANDON CALDERONE, DYLAN DUGGINS, DULAL WOODS, JULIO ANCHONDO, SONYA  
25 GUERRERO, RIDGE JACOB, KAZU VILLIATORA, KIMBERLY BATIE, KYLE  
26 CHRISTOPHER, STEVEN ERVIN, NICHOLAS LEMOINE, DEVEN MYERS and  
27 DEBORAH WALKER,

28 Plaintiffs,

29 vs.

30 VEGAS VALLEY GROWERS, LLC, a Nevada Limited Liability Company; JCL GROUP, LLC, a Nevada Limited Liability Company and JCL GROUP, LLP, a Nevada Limited Liability Partnership,

31 Defendants.

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY**

**(First Request)**

1  
2 Plaintiffs DAVID LARITA, et al (“Plaintiffs”) and Defendant VEGAS VALLEY  
3 GROWERS, LLC (“Defendant”), by and through their counsel of record hereby STIPULATE  
4 AND AGREE that the current discovery cutoff date of August 25, 2021, be continued for a period  
5 of ninety (90) days up to and including November 23, 2021. This is the first extension to the  
6 discovery period that has been requested in this matter.

7 This request has been necessitated by the difficulties faced with the multitude and  
8 cumbersome amount of paper documents to review, this litigation being conducted during the  
9 COVID pandemic (which added to the time necessary to review said paper documents), and  
10 scheduling conflicts that prevent completion of discovery as scheduled. Specifically, Defendant’s  
11 counsel was preparing for two trials, one that was to be litigated in United States District Court,  
12 District of Nevada scheduled to begin July 12, 2021, and the second trial set to begin Trial in  
13 Eighth Judicial District Court, Clark County, Nevada beginning on August 23, 2021.

14 **1. DISCOVERY COMPLETED TO DATE:**

15 Plaintiffs and Defendant each made their initial disclosures required under Fed. R. Civ. P.  
16 26(a)(1)(A). Plaintiffs propounded written discovery on Defendant. Defendant’s extensive  
17 amount of paperwork and employment records are being reviewed in order to respond to the  
18 Plaintiffs’ Request for Production of Documents.

19 **2. DISCOVERY YET TO BE COMPLETED**

20 Defendant intends to serve written discovery requests upon Plaintiffs as well as depose  
21 multiple Plaintiffs to be determined prior to the close of discovery. Plaintiff also would like to  
22 depose individuals determined once further discovery has been completed by the parties.

23 **3. REASONS WHY REMAINING DISCOVERY HAS NOT YET BEEN  
24 COMPLETED:**

25 Discovery has not been completed due to the reasons stated above as well as the limited  
26 shutdown of operations due to the COVID-19 coronavirus, which has affected law firms,  
27 governmental agencies, and the courts, has slowed down the discovery process in this case. Work  
28

1 has proceeded on this case throughout the shutdown period, but it has proceeded more slowly than  
2 it would have during ordinary times.

3 **4. REVISED DISCOVERY PLAN:**

4 1. Discovery Cut-Off Date: November 23, 2021.

5 2. Dispositive Motions: The date for filing dispositive motions shall be not later than  
6 **January 7, 2022.** This date is 45 days after the new discovery cut-off date.

7 3. In the event that the discovery period is extended from the discovery cut-off date  
8 set forth in this Stipulation and Order to Extend Discovery, the date for filing dispositive motions  
9 shall be extended for the same duration, to be not later than 45 days from the subsequent discovery  
10 cut-off date.

11 4. Pretrial Order: The date for filing the joint pretrial order shall be not later than  
12 **January 28, 2022**, 21 days after the date set for filing dispositive motions. In the event that  
13 dispositive motions are filed, the date for filing the joint pretrial order shall be suspended until 21  
14 days after decision on the dispositive motions or until further order of the court.

15 5. Additional Extensions of the Discovery Period: The last day for the parties to file  
16 their Motion and/or Stipulation to Extend Discovery shall be **November 2, 2021**, 21 days prior to  
17 the revised discovery cut-off.

18 6. Any discovery deadline not extended in accordance with the Revised Discovery  
19 Plan set forth above shall remain controlled by the Stipulated Discovery Plan and Scheduling  
20 Order (ECF No. 10), as approved by the Court on April 14, 2021.

21 DATED this 6<sup>th</sup> day of July 2021

DATED this 6th day of July 2021.

22 LAW OFFICES OF MICHAEL P. BALABAN GARG GOLDEN LAW FIRM

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## **ORDER**

FOR GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED this 6th day of July 2021.

Eayna L. Zouchah  
UNITED STATES MAGISTRATE JUDGE

Submitted by:

GARG GOLDEN LAW FIRM

By /s/ Charles J. Lee

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